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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q60775

Tsuyoshi MORIYA, et al.

Appln. No.: 09/656,713

Group Art Unit: 2623

Confirmation No.: 2126

Examiner: DASTOURI, Mehrdad

Filed: September 07, 2000

For: APPARATUS FOR MONITORING PARTICLES AND METHOD OF DOING THE
SAME

STATEMENT OF SUBSTANCE OF INTERVIEW

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Please review and enter the following remarks summarizing the interview conducted on
April 12, 2005:

REMARKS

A personal interview, initiated by Applicants' representative, was conducted on April 12, 2005, between Examiner Mehrdad Dastouri, of the U.S. Patent and Trademark Office and Applicants' representative, Andrew J. Taska.

The purpose of the interview was to discuss the arguments advanced in the Amendment under 37 C.F.R. § 1.116 filed on March 23, 2005. During the interview, the Examiner indicated that the Amendment filed on March 23, 2005 did not place the application in condition for immediate allowance because the amendments to the claims necessitate further consideration

and/or prior art searching by the Examiner. Claims 1-15, 17-39, 41-43, 45-51, 53-58 and 103-129 were discussed.

No exhibits or demonstrations were provided and no amendments were proposed by Applicants' representative. Further, no substantive arguments, aside from a reaffirmation of those arguments already set forth in the Amendment filed on March 23, 2005, were made with respect to the claim rejections of the Office Action dated January 6, 2005.

Applicants' representative was not able to reach agreement with the Examiner with respect to the Examiner's prior art rejections. Thus, the Examiner indicated that he intended to issue an Advisory Action in the application.

In addition, the Examiner indicated that if claims 25 and 29 were rewritten in independent form, then such rewritten claims would likely be immediately allowable. The Examiner also indicated that, if Applicants should choose to pursue the option of rewriting claims 25 and 29 in independent form, the Examiner would accept such amendments in the form of a supplemental amendment after a Final Rejection, to avoid the need for filing a Request for Continued Examination ("RCE").

It is respectfully submitted that the instant STATEMENT OF SUBSTANCE OF INTERVIEW complies with the requirements of 37 C.F.R. §§1.2 and 1.133 and MPEP §713.04.

Statement of Substance of Interview
U.S. Serial No. 09/656,713

Attorney Docket No.: Q60775

It is believed that no petition or fee is required. However, if the USPTO deems otherwise, Applicants hereby petition for any extension of time which may be required to maintain the pendency of this case, and any required fee, except for the Issue Fee, for such extension is to be charged to Deposit Account No. 19-4880.

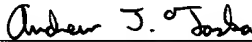
Respectfully submitted,

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WASHINGTON OFFICE

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Andrew J. Taska
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Date: April 25, 2005